IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

TUESDAY, THE 26TH JUNE 2007 / 5TH ASHADHA 1929

WP(C).No. 16753 of 2007(T)

CC.420/2006 of J.M.C. - II, PERAMBRA

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PETITIONER:

ASHRAF MANGARA, AGED 38 YEARS,
S/O IMBICHI MOIDI, MANGARA HOUSE,
NADUVANNUR, KOILANDY TALUK, KOZHIKODE.

BY ADV. SRI.MANJERI SUNDERRAJ
SRI.B.PREMNATH (E)

RESPONDENTS:

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1. STATE OF KERALA, REP.BY
S.H.O BALUSSERI POLICE STATION,
BALUSSERI, KOZHIKODE.

2. SUMANGALA, AGED 38 YEARS,
D/O.CHEKKOTTI, THIRUMANGALATH,
NADUVANNUR, KOILANDY TALUK, KOZHIKODE.

BY GOVERNMENT PLEADER SRI.M.S.BREEZ

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 26/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

R.BASANT, J

W.P(C) No.16753 of 2007

Dated this the 26th day of June, 2007

JUDGMENT

The short grievance of the petitioner is that an application for exemption filed by the petitioner is not being taken up for consideration by the learned Magistrate and the same has been turned down unnecessarily from time to time. Report of the learned Magistrate was called for. The learned Magistrate in his report states that no such petition whatsoever is pending before court. The learned counsel for the petitioner, in these circumstances submits that an application has already been filed and the same is pending as Crl.M.P.No.2145 of 2007. The same was filed subsequent to the filing of this Writ petition. I am of opinion that no specific directions need be issued in respect of a petition filed after the filing of this Crl.M.C. Needless to say that the learned Magistrate has to dispose of such petition in accordance with law and expeditiously.

2. This Writ Petition is, dismissed with the above observation.

(R.BASANT, JUDGE)

rtr/-